

CRM-M-12716-2017
CRM-M-12853-2017

[1]

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

(Sr. No.264)

CRM-M-12716-2017
Date of Decision:-May 31, 2017

Gurpal Singh and another

.....Petitioners

V/S

State of Punjab and another

.....Respondents

2.

CRM-M-12853-2017

Jaspal Singh and another

.....Petitioners

V/S

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present : Mr. Achin Gupta, Advocate,
for the petitioners in CRM-M-12716-2017
and for the complainant in CRM-M-12853-2017.

Mr. Rajan Bansal, Advocate,
for Mr. Ashish Gupta, Advocate,
for the petitioners in CRM-M-12853-2017
and for the complainant in CRM-M-12716-2017.

Mr. D.S. Virk, DAG Punjab.

A.B. Chaudhari, J. (Oral)

By this common order both the aforesaid petitions are being
disposed of accordingly as the FIR in question in both these petitions is
same.

The petitioners have filed the present petitions under Section
482 Cr.P.C. for quashing of DDR No.35 dated 08.05.2010 registered under

Sections 324/323 and 34 of Indian Penal Code, 1860 (Section 326 of IPC was added lateron) in FIR No.16 dated 08.05.2010 registered under Sections 324/323 and 34 of IPC at Police Station Bajakhana, District Faridkot and for setting aside the judgment dated 04.10.2016 passed by the learned Judicial Magistrate 1st Class, Faridkot (Annexure P-3) on the basis of compromise along with all consequential proceedings arising therefrom.

Heard learned counsel for the rival parties.

Learned counsel for the petitioners as well as the learned counsel for the complainant state that the compromise has been arrived at between the parties. This Court had made an order dated April 19, 2017 directing the trial Court/Illaq Magistrate to record the statements, in view of the compromise effected between the parties and verify that whether the same is genuine or not. Now, there is report received from the Judicial Magistrate 1st Class, Faridkot showing that the statements of the parties have been recorded and compromise that has been arrived at between the parties is genuine and without any pressure, coercion or undue influence.

Looking to the nature of the offences registered in the FIR, I think, parties should be allowed to compound/compromise the offences in order to live in peace and harmony. In that view of the matter, I make the following order:-

ORDER

1. DDR No.35 dated 08.05.2010 registered under Sections 324/323 and 34 of Indian Penal Code, 1860 (Section 326 of IPC was added lateron) in FIR No.16 dated 08.05.2010

CRM-M-12716-2017
CRM-M-12853-2017

[3]

registered under Sections 324/323 and 34 of IPC at Police Station Bajakhana, District Faridkot is quashed by way of compounding/compromise along with all consequential proceedings arising therefrom.

- 2. Judgment dated 04.10.2016 passed by the learned Judicial Magistrate 1st Class, Faridkot (Annexure P-3) is quashed and set aside.
- 3. Disposed of.

May 31, 2017
Pankaj

(A.B. Chaudhari)
Judge

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No